

REMARKS

Claims 2-4 and 13-16 are pending in this application. No amendment has been made in this Response.

(1) Claims 2-4, and 13-16 were rejected, and the Advisory Action explains that claim 2 states “a positive electrode material comprising ferrite” which is taught in the prior art of Uchikawa et al. since the lithium would intercalate and deintercalate between the ferrite and LiMxO_2 .

Applicants traverse the rejection, because Uchikawa et al. do not teach any positive electrode material **including** a ferrite as repeatedly stated by the Applicants. In the telephone discussion with the Examiner on August 13, 2004, the Examiner told the Applicants’ representative that paragraph [0036] of the translation of Uchikawa et al. prepared by Shreiber Translation Inc. is inconsistent with the argument of the Applicants. However, the translation of Shreiber Translation Inc. is incorrect at least in paragraph [0036].

Paragraph [0036] prepared by Shreiber Translation Inc. should be corrected as followed:

[0036]

It is also possible, furthermore, to obtain an anodic active material which includes LiMn_2O_4 MnFe_2O_4 —as a main component by using a composite oxide which includes MnFe_2O_4 LiMn_2O_4 —as a main component according to procedures otherwise identical to those in Application

Embodiment 1.

On the other hand, paragraph [0036] of the translation prepared by the Applicants also includes typographical error, which should be corrected as follows:

[0036]

Also, within the scope of the first aspect of the present invention, a complex oxide, whose principle component is, e.g., of MnFe_2O_4 , may be used, so as to obtain a positive active material having LiMn_2O_4 ~~LiMn_2O_2~~ as a principle component.

In response to the Office Action dated March 26, 2004, Applicants submitted a full translation of Uchikawa et al. with a verified statement. However, the Examiner ordered another translation of Uchikawa et al. to Shreiber Translation Inc., whose translation is incorrect at least in paragraph [0036]. Please refer to the full translation of Uchikawa et al. prepared by the Applicants.

Even if referring to the translation of Shreiber Translation Inc., it is understandable that Uchikawa et al. use a ferrite, as recited in claims 6 and 7, as a starting material, but since the ferrite is subjected to the method of claim 1, LiM_xO_2 , as recited in claim 5, is included as the final product of the positive active material. See the claims, [0015] to [0017], and [0021] to [0024].

(2) In view of the above, claims 2-4 and 13-16 are in condition for allowance. Applicants request such action at an early date.

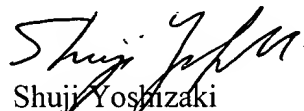
Application No. 09/986,067
Response dated September 9, 2004

If the Examiner believes that this application is not now in condition for allowance, the Examiner is requested to contact Applicants' undersigned representative at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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